

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 05-54408

JOHN WILSON and
MARY WILSON,

Chapter 7

Judge Thomas J. Tucker

Debtors.

MICHAEL GUILLEN #B09272, *pro se*,

Adv. Pro. No. 06-4608

Plaintiff,

v.

JOHN WILSON and
MARY WILSON,

Defendants.

**ORDER DENYING PLAINTIFF MICHAEL GUILLEN'S MOTION FOR
EXTENSION OF TIME**

This case is before the Court on Plaintiff's "Motion For Extension of Time," filed on January 5, 2009 (Docket # 13, the "Motion"), seeking an order granting Plaintiff a 35-day extension of time to file various documents and a complaint objecting to discharge under 11 U.S.C. § 523. The Court must deny the Motion because this adversary proceeding was dismissed on August 7, 2006. (See "Order of Dismissal for Improper Service (Docket # 12).) Before the Court could consider any motion, the following must occur. Plaintiff must file a motion to reopen the adversary proceeding and pay the \$260.00 filing fee for a motion to reopen, *and* the Court then must grant Plaintiff's motion to reopen. Then, if this case is reopened, Plaintiff must file a motion to vacate the August 7, 2006 dismissal order, and the Court must

grant that motion. If that occurs, Plaintiff then must file a new motion for extension of time. For these reasons,

IT IS ORDERED that Plaintiff's "Motion for Extension of Time" (Docket # 13), is DENIED, without prejudice.

Signed on January 09, 2009

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge